

**TOWN OF BUCKEYE
REGULAR COUNCIL MEETING
NOVEMBER 15, 2005
MINUTES**

**Town Council Chambers
100 N. Apache Road
Buckeye, AZ 85326
7:00 p.m.**

1. Call to Order/Pledge of Allegiance/Roll Call.

Vice Mayor Urwiller called the meeting to order at 7:08 p.m.

Members Present: Vice mayor Urwiller, Councilman Meck, Councilman Beard, Councilwoman May, Councilman Doster, and Councilman Garza.

Members Absent: Mayor Hull

Departments Present: Town Manager Carroll Reynolds, Town Attorney Scott Ruby, Town Clerk Linda Garrison, Deputy Clerk Lucinda Aja, Police Chief Dan Saban, Fire Chief Scott Rounds, Town Engineer Woody Scoutten, Community Development Director Bob Bushfield, Public Information Officer Bob Bushner, Human Resource Director Toni Brown, Parks and Recreation Director Jeanine Guy, Finance Director Doug Allen, Finance Manager Iris Wallace, Public Works Director Joe Guidice, Information Technology Director Dee Hathaway, and Judge Michael Osterfeld.

2. Comments from the Public – Members of the audience may comment on any item of interest.

Lisa Noblet-spoke about the water billing issue: Bill does not calculate, and would like to see the water billing revenue compared to operating costs.

Jeanine Wier-water rates in Verrado compared to Sonora and Historic Buckeye.

Richard Adams-spoke about irrigation schedule and the Magistrate's contract.

***3.** Motion made by Councilwoman May and seconded by Councilman Doster to approve the minutes of the November 1, 2005 Regular Council Meeting as presented. Motion passed unanimously.

***4.** Motion made by Councilwoman May and seconded by Councilman Meck to approve the invoices due by the Town for payment, copies of invoices are available at Town Hall. Motion passed unanimously.

5. NON-CONSENT AGENDA ITEMS

***5A. Map of Dedication (MOD) Verrado Phase Two West-Thomas Road Alignment-DMB MOD05-12**

Motion made by Councilman Beard and seconded by Councilwoman May to approve the Map of Dedication (MOD) of Verrado Phase Two West requested by Kurt Jones of Biskind, Hunt and McTee on behalf of DMB Associates: Portion of Thomas Road in the amount of 77,611 square feet of right of way and landscape/sidewalk tracts located generally west of Verrado Way along the Thomas Road alignment within the Verrado Master Planned Community. Motion passed unanimously.

***5B. Recreation Center Network Device Installation**

Motion made by Councilwoman May and seconded by Councilman Meck to approve the installation of network devices at the Recreation Center building to be funded from Line Item 010-72-596 Library Technology in the amount of \$12,339.94. Motion passed unanimously.

***5C. Network Connectivity-Fire Station 312**

Manager Dee Hathaway explained that this would be tied into the Network. Motion made by Councilman Meck and seconded by Councilwoman May to approve the installation of network connectivity to Fire Station 312 in the amount of \$24,006.96 to be funded from Line Item 010-83-598 Capital Outlay. Motion passed unanimously.

***5D. Employment Agreement Between the Town of Buckeye and Town Magistrate Osterfeld**

Motion made by Councilwoman May and seconded by Councilman Beard to table the employment agreement between the Town of Buckeye and Town Magistrate Osterfeld until more information is provided and to review at the December 6, 2005 Regular Meeting. Motion passed unanimously.

***5E. Buckeye Main Street Coalition "CountryFest"**

Motion made by Councilwoman May and seconded by Councilman Meck to ratify the request from Buckeye Main Street Coalition for a Special Event Application in connection with "CountryFest" held October 10 through October 13. Motion passed unanimously.

***5F. Buckeye Main Street Coalition Special Event Application for "Holiday Glow on Monroe"**

Motion made by Councilwoman May and seconded by Councilman Doster to approve the request from Buckeye Main Street Coalition for a Special Event Application in connection with "Holiday Glow on Monroe" to be held Saturday, December 3rd on Monroe Avenue. Motion passed unanimously.

***5G. Buckeye Woman's Club Request for Funds for Repairs**

Motion made by Councilwoman May and seconded by Councilman Beard to table the request from the Buckeye Woman's Club for funds in the amount of \$4,000 to assist with repairs to the Women's Club located at 845 Monroe Avenue to be put on the December 6, 2005 agenda. Motion passed unanimously.

***5H. Special Events Application from Verrado for 'Hometown Holidays'**

Motion made by Councilwoman May and seconded by Councilman Beard to approve the Special Events Application from Verrado for 'Hometown Holidays' to be held Saturday, December 3, 2005 from 5:00 p.m. to 9:00 p.m. at the Verrado Village Green and Main Street. Motion passed unanimously.

6A. Ordinance 63-05 Annexation-Rainbow Road and Baseline Road-TRIMARK DEVELOPMENT A05-08

Motion made by Councilwoman May and seconded by Councilman Meck to Council to adopt Ordinance 63-05 increasing the corporate limits of the Town of Buckeye, Arizona by annexing certain territory contiguous to the existing Town limits of the Town of Buckeye, AZ, located at Rainbow Road and Baseline Road and read by title only, and the request by William Lally of Withey Anderson & Morris, P.L.C. on behalf of Trimark Development L.L.C. for annexation of approximately 450 acres from Maricopa County into the Town generally located at the northeast and northwest corners of Rainbow Road and Baseline Road. Motion passed unanimously.

6B. Ordinance 64-05-Annexation-Northeast Corner of Indian School Road and Jackrabbit - JACKRABBIT CORNER PARTNERSHIP - LACOURT PLAZA A05-09

Motion made by Councilman Meck and seconded by Councilwoman May to Council to adopt Ordinance 64-05 requested by Joe Burke of Kimley-Horn on behalf of Jackrabbit Corner Partnership, L.L.P. for the annexation of 29 acres located at the northeast corner of Jackrabbit Trail and Indian School Road increasing the corporate limits of the Town of Buckeye, Arizona by annexing certain territory contiguous to the existing Town limits of the Town of Buckeye, AZ, located at the northeast corner of Indian School Road and Jackrabbit Trail and read by title only. Motion passed unanimously.

6C. Ordinance 65-05 Annexation MUNDY/DENSFORD A05-15

Motion made by Councilwoman May and seconded by Councilman Beard to Council to adopt Ordinance 65-05 requested by Ruth Mundy and Michael Densford for the annexation of Lots 12 and 13 in the Phoenix Skyline West III Subdivision generally located north of Watkins Street and east of Watson Road. increasing the corporate limits of the Town of Buckeye by annexing certain territory within the 20' strip annexation of the Town of Buckeye, Arizona, generally located south of Watkins Street and east of Watson Road and read by title only. Motion passed unanimously.

6D. Ordinance 66-05- Annexation- DICKMAN/VARNEY TRUST A05-25

Motion made by Councilwoman May and seconded by Councilman Meck to adopt Ordinance 66-05 requested by Jacob Shephard on behalf of Fred B. Dickman, Trustee of the Varney Family Trust for the annexation of approximately 160 acres located generally at the northwest corner of Watson Road and Broadway Road increasing the corporate limits of the Town of Buckeye, Arizona by annexing certain territory contiguous to the existing Town limits of the Town of Buckeye, Arizona, located at the northwest corner of Watson Road and Broadway Road and read by title only. Motion passed unanimously.

6E. Ordinance 67-05 Annexation Northwest Corner of Van Buren Street and Jackrabbit Trail ARMSTRONG DEVELOPMENT A05-18

Motion made by Councilman Meck and seconded by Councilwoman May to, adopt Ordinance 67-05 requested by William Lally of Withey Anderson & Morris, P.L.C. on behalf of Armstrong Development Properties, Inc. increasing the corporate limits of the Town of Buckeye, Arizona, by annexing certain territory contiguous to the existing Town limits of the Town of Buckeye, Arizona, located at the northwest corner of Van Buren Street and Jackrabbit Trail and read by title only. Motion passed unanimously.

6F. Ordinance 68-05 Annexation- Lower Buckeye and West of Perryville Road. LEISTER FARMS A05-19

Motion made by Councilman Meck and seconded by Councilwoman May to adopt Ordinance 68-05 requested by Ron Leister increasing the corporate limits of the Town of Buckeye, Arizona, by annexing certain territory contiguous to the existing Town limits of the Town of Buckeye, Arizona, located one-fourth mile south of Lower Buckeye Road extending south one-fourth miles and extending one-half mile west of Perryville Road and read by title only. Motion passed unanimously.

6G. PUBLIC HEARING – Ron Leister LEISTER A05-19

Motion made by Councilwoman May and seconded by Councilman Beard to table the Public Hearing to hear citizen input on the request by Ron Leister for the annexation of approximately 77 acres located generally one-fourth mile south of Lower Buckeye Road extending one-fourth mile south and extending one-half mile west of Perryville Road. Motion passed unanimously.

6H. Resolution 68-05 CMX/BENESSERE MASTER PLANNED COMMUNITY GPA05-04

Motion made by Councilwoman May and seconded by Councilman Beard to table Resolution 68-05 request by Penny Newton on behalf of CMX L.L.C. to amend the General Development Plan authorizing a General Plan Amendment to the Town of Buckeye General Development Plan Land Use District Map and amending the designation of approximately 534.1 acres generally bounded on the west by Wilson Avenue, on the east by Turner Road, on the south by U.S. Highway 80, and on the north by the Buckeye Irrigation Canal from Employment Corridor Residential to Master Planned Community and read by title only. Motion passed unanimously.

6I. Ordinance 69-05 Development Agreement HENRY PARK CMP05-07

Motion made by Councilman May and seconded by Councilman Doster to approve to adopt Ordinance 69-05 request by Dorothy Desroches of Stardust REIF No. 5, L.L.C. on behalf of Henry Land Company approving both a Development Agreement and the Community Master Plan for the Development known as "Henry Park", a Master Planned Community by Stardust REIF No. 5, L.L.C. on approximately 479 acres of land and authorizing execution of the Development Agreement and read by title only with the addition on stipulation C that it will be in agreement with the 6 foot requirement or per code at the time of construction. Councilman Meck abstained stating conflict of interest. Councilman Beard voted nay. Vice Mayor Urwiller, Councilwoman May, Councilman Doster, and Councilman Doster voted aye. Motion carried.

6J. Ordinance 70-05 Amending the Town Code- DCA05-02

Rachel Aja representing the Homebuilders Association of Central Arizona stated her support for the amendment and thanked staff at Community Development for their hard work. The amendment was presented to Council declaring the "Amendment to the Town of Buckeye Development Code" (Resolution 64-05) a public record at the October 4, 2005 Council meeting. Motion made by Councilwoman May and seconded by Councilman Garza to adopt Ordinance 70-05 amending the Town Code by approving the Town of Buckeye Development Code Amendment and directing staff to update the Development Code and Land Use (Zoning) Map and read by title only changing 7-6b-1c to read "Parcels that are less than eighty (80) acres in size shall provide a minimum of three different lot sizes (at least five foot differential) within the same development". Motion passed unanimously.

6K. Skate Park Concrete Drain from Pool

Town Engineer Woody Scoutten explained to Council the splash from the pool was making the concrete slippery requiring it to be temporarily closed down. Motion made by Councilman Beard and seconded by Councilman Meck to approve the proposal from Roto-Rooter to furnish all materials and perform all labor necessary to sawcut and excavate approximately 141 linear feet of concrete; install approximately 141 linear feet of 6" wide trench drain system (engineering specifications included); and pour concrete to grade in an amount not to exceed \$19,228.88. Motion passed unanimously.

6L. Secure Network Service Access to Public Works Modular

Motion made by Councilwoman May and seconded by Councilman Meck to approve the installation of network/secure access devices at the Public Works modular facility to be funded from Line Item 190-50-623 in an amount of \$56,263.46. Councilman Beard voted nay. Councilman Meck, Vice Mayor Urwiller, Councilwoman May, Councilman Doster, and Councilman Garza voted aye. Motion carried.

6M. Human Resources Department Generalist Position

Toni Brown was available to answer Council's questions. Motion made by Councilwoman May and seconded by Councilman Beard to approve the request from the Human Resources Department for the addition of one Human Resources Generalist position with a salary range of \$43,765 to \$64,661 to coordinate recruitment and testing process to be funded from Line Items 010-62-501 Fire Department \$30,679 and 010-55-501 Human Resources #11,470. Motion passed unanimously.

6N. Community Development Department for Office Equipment for Modular

Motion made by Councilwoman May and seconded by Councilman Meck to approve the request from the Community Development Department for purchase office furniture, signage, filing, storage and dedicated office equipment in an amount not to exceed \$175,000 for the new modular building to be purchased through State Contract under Line Item 120-50-600. Councilman Beard voted nay. Councilman Meck, Vice Mayor Urwiller, Councilwoman May, Councilman Doster, and Councilman Garza voted aye. Motion carried.

6O. Telephone System for Town

Motion made by Councilwoman May and seconded by Councilman Doster to approve the implementation and funding of a new telephone system for Town facilities in an approximately amount of \$250,000. Motion passed unanimously.

6P. Intergovernmental Agreement for Justice Court Modular

Judge Osterfeld told Council this will be a temporary space. Motion made by Councilwoman May and seconded by Councilman Doster to approve the second amendment to the Intergovernmental Agreement C-70-05-106-2-02 between the Town and Maricopa County for the placement of a modular unit to increase office space for Buckeye Justice Court. Motion passed unanimously.

7. Town Manager's Report

- Employees were notified that Town employees cannot participate in election issues.

8. Comments from the Mayor and Council

Councilman Meck-None

Councilman Beard-Would like an itemized balance of Town Contingency Fund.

Vice Mayor Urwiller-Wants list of employee holiday dates, Development did a great job.

Councilwoman May-None

Councilman Doster-Inquired about the sewer line construction.

Councilman Garza-Wants list of employee holiday dates.

Mayor Hull-Announced that there is a CFD Meeting immediately following this Council Meeting.

9. Adjournment.

There being no further business to come before Council motion made by Councilwoman May and seconded by Councilman Beard to adjourn the meeting at 9:03 p.m. Motion passed unanimously.

Dustin Hull, Mayor

ATTEST:

Linda Garrison, Town Clerk

I hereby certify that the foregoing is a true and correct copy of the Regular Meeting held on the 15th day of November, 2005. I further certify that a quorum was present.

Linda Garrison, Town Clerk